

Pomes, Michael

From: Drouare, Douglas
Sent: Thursday, October 29, 2015 7:21 AM
To: 'Sac & Fox Truck Stop'
Subject: RE: LUST Update Request - Sac & Fox Truck Stop

Categories: EZ Record - Shared

Thank you for the update. It is good to hear that work is proceeding. We would again like to offer our assistance via commenting on any work plans/proposals your contractor/consultant may present to you. It is more efficient to work out issues related to regulatory compliance and effective investigation/remediation before the work is performed. Please keep us updated on the work being performed and any significant changes in site conditions.

Are free product recovery efforts continuing or have you reached the point of diminishing returns?

Thanks,

Douglas E. Drouare, CPG
USEPA, Region 7, AWMD - STOP
11201 Renner Boulevard
Lenexa, Kansas 66219
(913) 551-7299
drouare.douglas@epa.gov

From: Sac & Fox Truck Stop [mailto:sacfoxtsmgr@jbntelco.com]
Sent: Tuesday, October 27, 2015 4:39 PM
To: Drouare, Douglas <drouare.douglas@epa.gov>
Subject: RE: LUST Update Request - Sac & Fox Truck Stop

Just an update Tribal Council and Insurance have finally approved remediation process to start with Total Petroleum Services who have retained a geologist and will be putting in 4 Piezometers. Plans are to start remediation process in the next 2 weeks. Sincerely, Theresa Sac and Fox Truck Stop

From: Drouare, Douglas [mailto:drouare.douglas@epa.gov]
Sent: Monday, September 21, 2015 9:22 AM
To: Sac & Fox Truck Stop; mark.junker@sacfoxenviro.org
Cc: Bosch, Raymond; Stockdale, Margaret; Bynum, Whitney
Subject: LUST Update Request - Sac & Fox Truck Stop
Importance: High

We have not received your 45 Day Initial Site Characterization Report. Based on the information we possess regarding the release, that report was due on September 6, 2015. Please provide us with this report in accordance with 40 CFR, Part 280.63

280.63 Initial Site Characterization.

(a) Unless directed to do otherwise by the implementing agency, owners and operators must assemble information about the site and the nature of the release, including information gained while confirming the release or completing the initial abatement measures in §§ 280.60 and 280.61. This information must include, but is not necessarily limited to the following:

(1) Data on the nature and estimated quantity of release

- (2) Data from available sources and/or site investigations concerning the following factors: surrounding populations, water quality, use and approximate locations of wells potentially affected by the release, subsurface soil conditions, locations of subsurface sewers, climatological conditions, and land use***
(3) Results of the site check required under § 280.62(a)(5)
(4) Results of the free product investigations required under § 280.62(a)(6), to be used by owners and operators to determine whether free product must be recovered under § 280.64.

(b) Within 45 days of release confirmation or another reasonable period of time determined by the implementing agency, owners and operators must submit the information collected in compliance with paragraph (a) of this section to the implementing agency in a manner that demonstrates its applicability and technical adequacy, or in a format and according to the schedule required by the implementing agency.

Also, please advise us of the following:

- (a) The current state of the UST system(s) from which the release occurred
- (b) The current operational state of the filling station in general
- (c) The current status of free product recovery efforts
- (d) The current status of the involvement of a consultant/contractor to assist you with cleanup/compliance efforts (provide name and contact information)
- (e) The current status of the involvement of your insurer (provide name and contact information)
- (f) Your plans and schedule for pursuing closure of the release under 40 CFR, Parts 280.64 – 280.67

If you are still in need of a consultant/contractor, a list of some with experience in Kansas can be found via the following link:

http://www.kdheks.gov/tanks/download/List_of_Companies_for_Phase_I_and+II_site_assessments.pdf

This list is not all inclusive and does not represent any sort of endorsement or certification by KDHE or the USEPA.

We have some regulatory latitude/flexibility to allow for compliance accommodation. However, that latitude/flexibility has its limits and we expect responsible parties to be responsive and timely.

If you have any questions please contact us.

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Lenexa, Kansas 66219
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